

MARK W. MAY GO FREE

That Wishart Libel Suit's Result Indicated by Judge White.

THE ORIGINAL PAPER IS BARRED.

Other Oddities of Litigation That Were Caught Adrift in a Day.

A SUIT THE SUPREME COURT FAILS ON

The Wishart libel case, a branch of the perjury case, brought against Mark W. Wishart, by J. S. Edgar, came up before Judge White yesterday afternoon, and, although a verdict had not been rendered when court adjourned, the result is likely to be the same as that of the other branch of the suit.

Attorney Tost was the only witness examined, and his testimony as to the origin of the affidavit which gave rise to the suit, was almost identical to that of the preceding day. Then came the repetition of the wrangle between Attorneys Moore and Marshall over the affidavit.

As to the admission of the original affidavit (the alleged perjury) as evidence in the case, Attorney Moore tried in vain to induce the Court to let it in. Then Mr. Marshall wanted to adjudge the case and call it quits; but Mr. Moore insisted on the Court rejecting the jury, and Mr. Marshall left the room. Judge White then adjourned the case until tomorrow, and while the Court had a right to express an opinion on the case, it was not binding upon the jury, and they had the power to reject the case as they felt disposed. The jury then retired.

A NICE LITTLE POINT

With Regard to Charitable Institutions, to be Passed Upon.

The will of Mrs. Annie C. Simpson, of Allegheny, was filed for probate yesterday. She bequeathed \$10,000 to the Board of Freedmen's Missions of the U. P. Church for the use of the Knoxville College; \$2,000 to the Orphan's Home of the U. P. Church; and \$1,000 to the U. P. Church of Allegheny. After several other bequests, she gives the residue of her estate to be divided equally between the Boards of Home, Foreign, and Freedmen's Missions of the U. P. Church. A codicil to the will, made within 30 days before her death, changes the bequest to the Orphan's Home to \$1,000, that to the U. P. Church to \$2,000, and gives \$500 to the U. P. Church of Allegheny. The residue of the estate is given to her daughter, Mrs. Annie L. Bond.

Under the law, charitable bequests made within 30 days before death are rendered void, and the question arises, will the churches get their bequest under the original will, or will they be shut out entirely?

WAS THE NOTE RAISED?

A Peculiar Suit, With a Claim of Forgery Much Litigated.

A suit that has been tried twice in the courts of Allegheny county, and is now before the Supreme Court, is on trial before Judge Suplee. The case is that of J. R. Foster, cashier of the New Bethlehem Savings Bank, against W. F. Collier and Theodore S. Wilson. It is to recover on a promissory note for \$5,000. The note was made by W. F. Collier, and indorsed by Theodore S. Wilson. It was discounted at the bank by Cashier Foster, who now seeks to recover on it. A claim of forgery is made, and the question is being made that the face of the note has been changed. The note is originally made by Foster for \$5,000, and the case is now before the Allegheny county Court.

A LITTLE SUIT FOR DECEIT

Recalls Some of the Ways That Were Dark in the Penn Bank.

A suit for damages for deceit is on trial before Judge Ewing. It is brought by John J. Steer, Jr., against Robert Edie, who was teller of the Penn Bank. Steer claims that he gave a note for \$500 to the bank for collection. The money was used by Edie to pay his debts, and Steer now seeks to recover the \$500. The case is now before the Allegheny county Court.

A WOMAN'S BILL FOR MURDER.

Mrs. Caroline Davis Indicted for the Homicide of Her Colored Husband.

The grand jury yesterday returned a true bill for murder against Caroline Davis, alias Palmer (murder), for the shooting of her husband, Al Davis, a restaurant keeper in the Liberty, two months ago. Davis was shot and instantly killed, and when the house was entered by the officers, the only person found was Mrs. Davis and a little girl. Mrs. Davis claimed that her husband had shot himself; but she was arrested and held for murder.

To-Day's Trial Lists.

Common Pleas No. 1.—First National Bank of Bradford vs. Mumford & Co.; Reidenbach vs. Graitz et al.; Jung vs. Harrison; Hill vs. Dickson; Hay vs. McElwaine; Pitch et al. vs. Pittsburgh Western Railway Company; Marks vs. Carson et al.; Gloeckner vs. Carson; Schaefer vs. Manz et al.; Park et al. vs. Schaefer; John Price et al. vs. J. P. Frazm vs. borough of McKeesport.

Criminal Court.—Commonwealth vs. Isaac Newton Cochrane, Michael Treadwell et al.; John Black, Ella Pindley, and Michael Treadwell vs. H. W. Hackett, Max Laska, Herman Hill alias Brinkman, David Curry, Charles Huff (3); Joe Shaw, M. M. Higgins, Kate Pindy, John Price et al.; John Grinnell, John Jackson, J. McElwaine, John D. Newberry, and Hughberry (2); Michael McDonald et al., J. A. McCaskey.

Among the Chief Bills.

Among the principal indictments returned yesterday were: Frank A. Aldrich, John Spangler, robbery and receiving stolen goods; John, Michael and James Price, burglary; James Moran, Michael McDonald, John Mowman, larceny from the person; William Rankin, Charles Woodson, entering a building with intent to commit felony; James Wilson, aggravated assault and battery.

Lines From Legal Quarters.

The suit of the Birmingham Coal Company against the Pittsburgh and Virginia Railway Company is still on trial before Judge Suplee.

A motion for a new trial in the case of Dr. W. L. Penney vs. Anderson et al., in which Dr. Penney sought a new trial, was made yesterday by the attorneys for the defense.

The new charter of the McKeesport and Duquesne Bridge Company was filed in the Recorder's office yesterday. The capital stock of the company is \$50,000. It is intended to erect a bridge across the Monongahela river.

A decree in divorce was granted yesterday, in the case of Frank Schill against Augusta Schill. A subpoena in divorce was issued in the case of Elizabeth McD. Farrell against Martin E. Farrell. Cruel treatment was alleged.

WASHINGTON, MARCH 6.—Who was elected Tax Collector of Richmond township, at the recent election, filed a petition in the Quarter Sessions Court yesterday, asking that his office be declared vacant, on the ground that he had been elected against his will. An order was made declaring the office vacant.

MRS. ELIZABETH WELLS, of Jefferson township, filed a caveat in the County Register's office yesterday, objecting on grounds of insanity and undue influence, to the probate of any instrument or document executed by the late Mrs. John H. Wells, and purporting to be the last will and testament of her mother, the late Mrs. John H. Wells.

In the equity suit of Sigmund Frederick against Andrew Gloeckner, Frederick states that he and Gloeckner were partners in the brick business, and having purchased a half interest for \$10,000. The partnership was dissolved by Frederick, who claims that Gloeckner is collecting on book accounts and appropriating the money to his own use, also that he has advised the jury in the Mark Wishart perjury case, returned a verdict yesterday morning, acquitting the defendant and dividing the costs, placing two-thirds upon the defendant and one-third on the plaintiff. The motion was made on the ground that there had been no evidence whatever presented which would go to show him the least in fault.

A. M. WATSON, Esq., yesterday was a judgment for the defendant in the trial, before Judge Ewing, in the suit of J. O. Flower, trustee vs. Lee's township. It was a test case, and so was important. The question was raised whether, having made no objection in the first

TRI-STATE BREVITIES.

The storehouse and stock of J. C. Lowe & Co., at Walton, Roane county, W. Va., was burned yesterday. Loss, \$2,000.

T. E. Gram, a brakeman, whose home was at Wilmore, was thrown from his train near Bolivar, and injured so badly that he died about two hours afterward. He was unmarried and about 21 years old.

The magnificent silk banner belonging to Jefferson Assembly No. 26, Knights of Labor, of Seattle, was sent to Philadelphia yesterday, from which place it will be sent to the Exposition at Paris, France, and placed on exhibition.

WILLIAM BARRELL, aged 19 years, smashed the window of the Columbus and Eastern Railroad ticket office at Zanesville, Ohio, during the absence of the agent yesterday morning and took \$31.65 from the cash. He was arrested and is now in jail.

The Carbon and Hillside limestone works strike is virtually over. About 60 of the strikers returned to work this morning at the old price of 15 cents per ton for quarrying, and others will go back to-morrow. The Deputy Sheriff who has been guarding the companies' property have been discharged.

THOMAS JEFFRIES is on trial at Uniontown for the murder of Jacob Pollock in August last. The two men were with different parties fox hunting in the mountains near here, when a quarrel arose between them, which ended in Jeffries shooting Pollock, killing him almost instantly. The shooting was done in self-defense.

Remonstrances were filed at Beaver against the granting of licenses in Beaver Falls, Bridgeville, Philadelphia and Darlington, and an effort was made to enter a remonstrance from Rochester, but Judge Wilson refused to permit it, under the rule of court in such cases, and they had the power to place the case of which, except from the places named, were granted.

Wash Goods.

See our line of American challis at 6 1/2 and 20c a yard. Many very beautiful styles in these popular fabrics.

HUGGS & HACKE.

New Patterns and a New Place.

Muslin also, in the "old curtain room"—a big stock, plenty of room.

JOS. HORNE & CO.'s

Penn Avenue Stores.

B. & B.

Dressgoods and Paris robes to-day—an exhibition of choice fine goods at prices that will interest you.

BOGGS & BURL.

Cloak Department.

Spring jackets, spring long and short wraps, spring garments in all the newest designs; novelties in black lace cloaks and mourning wraps.

HUGGS & HACKE.

WFSU.

One Hundred and Thirty-five Patterns of

Challis

Now in stock—35 and 50 cents a yard—not only a big assortment, but note the prices.

JOS. HORNE & CO.'s

Penn Avenue Stores.

B. & B.

Such a bewildering display of new importations to-day—dressgoods, suitings, all the latest novelties in the season—just what it is called an "opening."

BOGGS & BURL.

Silk Department.

Black Jersey and armor silks from \$1.00 to \$2.00 per yard; the best values ever offered of this, the best wearing fabric known.

HUGGS & HACKE.

WFSU.

The Most Complete Infants' Wear Department.

Everything of the newest and daintiest, from booties to French caps, flannel skirts, cashmere and flannel suits, complete outfits.

JOS. HORNE & CO.'s

Penn Avenue Stores.

55, 56 and 58 Penn

Made to order at Pittman's, 434 Wood street.

WFSU.

FINE watch repairing, lowest prices, at

Hauha's, No. 295 Fifth avenue.

WFSU.

Invitations call at 1102 Carson st. and be cured free of charge.

B. & B.

Finest.

Choicest offering of fine flannels and finest goods imported—silk, linens and checks.

Also a line of Anderson's Scotch flannels.

BOGGS & BURL.

Foul tartar is disease and death.

Not only to the teeth, but to the throat; it taints the mouth, and to our smile.

Gives a most ghastly tinge the smile.

But if we're so fond of our smile, let us use Dr. O'Keefe's Face Powder.

Are elegant, superior to any other make.

O'KEEFE & CO.,

Chemists and Perfumers, 34 Fifth ave.

Silk Department.

At 75c a yard, worth \$1.25, an elegant

line of colored moire Francaise; all the

choice evening and street shades.

HUGGS & HACKE.

WFSU.

Prices low. Choicest new suitings and

dress goods ever shown, to-day.

BOGGS & BURL.

Fine parlor clocks, bronzes and bisque

goods at prices 25 per cent less than else-

where, at Hauha's, No. 295 Fifth avenue.

WFSU.

SEIZURE of men's fine neckwear.

JAMES H. AITKEN & CO., 100 Fifth ave.

Go to Hauha's, No. 295 Fifth avenue,

for silversware, and you will save money.

Try it and see.

WFSU.

ESSENCE of Ginger don't cure coughs

and build up like Parker's Ginger Tonic.

Parker's Hair Balsam cleanses the scalp.

Massage Treatment.

Scientific and electric massage applied at

L. Munk, 806 Penn avenue.

NWF.

AUCTION sale of business property and

dwellings. See other column.

MW BLACK & BAIRD, 95 Fourth ave.

Black.

Black is a word that is bound to attract

for itself the attention of everyone, par-

ticularly when we apply it to black goods

used in making men's suits. Of course these

goods may be black corkscrews, black fancy

worsts, black diagonal or black whippers,

but any of the above four standard styles

of black cloth, superbly made up into fine

tailor-made men's suits, can be had for the

modest sum of eight (\$8.00) dollars. Sale

for two days only (to-day and to-morrow).

Many of the above goods also in blue at the

same price, \$8.00. C. C. C. C.,

Cor. Grant and Diamond sts., opp. the new

Court House.

Our Second Special India Silk Sale.

Never were such fine silks sold at such

small prices—weather makes little difference

at this silk counter.

JOS. HORNE & CO.'s

Penn Avenue Stores.

Marriage Licenses Granted Yesterday.

Name. Residence.

Ernest Muehlerberg. Pittsburgh.

Caroline S. Jewess. Baltzover borough.

George W. Keel. Pittsburgh.

Thomas S. Keel. Pittsburgh.

Robert C. Keel. Pittsburgh.

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NEW ADVERTISEMENTS.

WE HAVE REMOVED.

WATTLES & SHEAFER,

THE JEWELERS,

HAVE REMOVED TO

37 FIFTH AVENUE.

We will occupy the entire building, and will

carry as nice a stock of goods as can be found

anywhere. Don't forget our new number,

37 FIFTH AVENUE.

Formerly occupied by A. Lombard, the Optician.

fe18-MWF

COLONIAL

ROCKERS.

For comfort, the best chair ever brought to

this market.

P. C. Schoeneck,

711 LIBERTY ST.

OFF. WOOD.

mb5-Wsu

GREAT BARGAINS

IN

Infants Long and Short Skirts,

Slips and Dresses.

We are closing out this line of goods and

have marked the entire line away down.